App. F. IX-4

1924
Courts

File No. 189-24

Serial Nos. 1—4

Previous References
Ct. 21-22-6
Ct. 37-24-5
" 17-26 (6 + 10)
" 27-18-3
Later References
C.B. 20-31-1 (Compl)

Preserve

General and Revenue Secretariat.

Serial Nos. Four.

Part B for January 1928.

SUBJECT

Allocation of officers of the civil-judicial department and the magistracy in the revised grades.

Passes orders on the above.

Ramaswamy Iyengar
2-2-28

CB-99

REPLY

(*To be written on this margin.*)

OFFICE OF THE FIRST MEMBER OF COUNCIL.

NOTE

Dated.....17th....July.....1924.

Boss 18/7/24.

Out of 8 places in the cadre of First Grade Magistrates, 4 are occupied by Assistant Commissioners, 3 by officers of the Judicial Department and one place is vacant.

There are 9 places in the cadre of Second Grade Magistrates. But there are actually 10 officers at present, including Mr. C.Narainswamy Naidu. Of these officers, 3 are Assistant Commissioners, 3 appointed from the Bar, and the rest selected from the services. In accordance with the understanding arrived at when Mr. Puttaraj Urs was reverted to the Revenue Department, viz., that Mr. N. Sitaramiah was to continue in the Second Grade, I have proposed, in the file re: allocation of Magistrates in the new grades, that Mr. Sitaramiah may be shown in the Second Grade against the vacancy of First Grade not yet filled up. The proposal has been agreed ~~to by the Dewan~~.

Para 5 in C.B. 96-23

page 23 of the notes in C.B. 250-23.

~~page 24 of the notes in C.B. 250-23.~~

From the above it will be seen that there is no place in the Second Grade for the appointment of another Assistant Commissioner as Second Grade Magistrate.

Put up the connected file. 18/7

Submit with the connected references. 18.7.24

17/7

Please circulate with compliments.

To The Chief Secretary to Govt.

The no. of posts of 1st & 2nd grades, sanctioned & actual is as follows:-

	Sanctioned			Actual		
	Mahrattas.	Others	Total	Mahrattas.	Others	Total
1st grade	4	4	8	4	3	7
2nd grade	4	5	9	3	5 +2 ad.	8 +2 ad.

The posts of 2nd grade Mahrattas others than Mahrattas have been filled up to the full & neither of the 2 ad. men can be confirmed. One of the ad. 2nd grade men, ~~[illegible]~~ can be ~~confirmed~~ continued against a vacancy in the 1st grade. If the others ad. men is also ~~confirmed~~ continued it will have to be against one of the Mahratta posts & in this view there is no possibility of taking out a Mahratta as 2nd grade master.

[illegible]
1917

1st member

Mr N. Sukhavanai was allowed to continue as a Special Magistrate on his distinct understanding that he will get his 2nd grade. But since had his case was reviewed at the time of the Reorganization of the Civil Service. It is no advantage when to continue as a Special Magistrate if he is to remain in the 3rd grade or if he is allowed to continue in the 2nd grade, he is left no promotion. He is one of the best specials I have come across. There is a great need for his services in the Secretariat.

There might be a special man to be in charge of legislation. The drafting work cannot be efficiently managed by the branches. In drafting a good deal of experience is needed and the officer entrusted with the work should, besides possessing a good knowledge of law, have a good command over the language, and the mere-knowledge to express himself clearly, freely and with most precision. Mr N. Subbaraman is best fitted for legislative work. He may be appointed Asst Secretary in the legislative dept. There are a number of bills to be prepared and I cannot expect the branches to deal with them promptly and efficiently. I have been urging for the appt of a responsible officer for the last so many years and the longer this is done the better it is for work. I think the Law dept also requires strengthening. The Asst Secretary for the legislative dept will also look after the Law dept.

Before submitting this to the Dewan, the following points are brought to notice:—

R. S. III-2.

General and Revenue Secretariat. | File No. | of 19

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It is not clear whether this is to be an addl appointment, or whether this is to be in place of the Mirzees, Mr Ter Mr.

2. In any case it will result in three gazetted appointments in the Cadre being filled by supply till 1/8. The no. allowed under the existing orders is 2. Under the rules re Civil Service Regn also the number is 2, viz 3.

Regd + on Mirzees

by 25/7/24

1st Member

928 28/7/24.

That I mean in addition to his present cadre.

by 26/7

Secy

by 28.7

Maybe brought up in C with the proposal for allowing the appointment in Hassan & Tumkur

by 29.7

1st Member

by 29/7 29.7

circulated 31/7 2/8

Secy 1/8

NOTE—Contn. sheet.

R. S. III-2]

General and Revenue Secretariat.

CBo File No. ~~250~~ 289 of 1924

Q. 257
9.7.23

Serial No.

NOTE.

The existing rules regulating the appointment of Special Magistrates are contained in Government Order No. G. 11053-63/Cts.247-18-1 dated the 17th November 1919. These rules divide Magistrates into two grades, fix the proportion of appointments in each grade to be made from the different services and the Bar, determining the scale of pay also on the same basis, and provide for Magistrates of the lower grade being invested with 1st class powers. It is now proposed to modify these rules in certain particulars in the light of the experience gained of their working during the past 4½ years.

2. With a view to facilitate the early introduction of the scheme of separation of Judicial from Executive functions throughout the State by limiting the additional expenditure which the establishment of separate Criminal Courts involves to what can be provided for under the present financial conditions, it is proposed to reduce the scale of pay of the two grades of Magistrates as follows:-

250-25-450
150-25/2-250

Magistrates First Grade - Rs. 300-25-450
Magistrates Second Grade - Rs. 150-25-250

3. With this reduction of pay an alteration of the rules regarding recruitment becomes necessary. Under the recent reorganization of the Civil Service Subordinate Judges and Munsiffs are put on a par with Senior Assistant Commissioners and Assistant Commissioners respectively in the matter of their emoluments

NOTE—Contn. sheet.

Serial No.

and as the grade pay of the Magistrates of the 1st and the 2nd grade does not correspond under the present scheme to the grade pay of Sub Judges and Munsiffs respectively, the promotion of Munsiffs to the grade of Magistrates, 1st grade, is no longer possible. Similarly no interchange between Munsiffs and 2nd grade Magistrates is possible. No Magisterial appointments can therefore be reserved for the Civil Branch of the Judicial Service and the existing Magistrates drawn therefrom will have to be kept in a separate list until absorbed. This necessitates also a revision of the proportion of appointments allotted to the different services and the Bar in the Government Order referred to above. In this connection the desirability of fixing a definite proportion requires consideration. The appointments have to be made according to the exigencies of time and no hard and fast rules would be workable. I would therefore impose no limitations upon the number of appointments to be made either from the Bar or from the different services from which recruitment is now permitted, except with regard to Assistant Commissioners for whom Magisterial training is essential and should be provided for in the scheme.

4. The number of Special Magistrates for the whole State, according to the present calculation is 29 - 11 of the First Grade and 18 of the Second Grade. The 11 First Grade Magistrates include the two City Magistrates and the Special Magistrate for the Kolar

Serial No.

Gold Fields. These three appointments ma served for the Assistant Commissioners and be taken out of the Special Magistrates' cadre. The Magistrates for the Cities of Bangalore and Mysore and the Kolar Gold Fields may as at present be designated as City Magistrates and the Special Magistrate, K.G.F.

5. There will be 8 appointments ~~fo~~ of Special Magistrates, 1st grade, at the rate of one for each District. These Magistrates besides exercising the powers of a 1st class Magistrate will also be invested with appellate powers and will hear appeals from the decisions of second and third class Magistrates. Recruitment to this grade in future will be from the Bar and by promotion from the lower ranks of the Magistracy. Assistant Commissioners of not less than five years' standing may also be posted as Special Magistrates, 1st grade, their number however at no time exceeding two. While so employed they will get their grade pay as Assistant Commissioners.

6. There will be 18 Second Grade Magistrates distributed over the several Districts as follows:-

Bangalore	2	3
Mysore	4	
Kadur	1	
Shimoga	2	3
Kolar	2	3
Tumkur	3	
Chitaldrug	2	
Hassan	2	
Total	18	

Five of these will be reserved for Junior Assistant Commissioners and the rest will be filled by recruitment from the Bar and the Police and other services.

NOTE—Contn. sheet.

Serial No.

7. The next question is the allocation of the existing Magistrates in the new grades. The three appointments of City Magistrates and Special Magistrate, K.G.F., are already held by Assistant Commissioners - two of them being acting Senior Assistant Commissioners and one who is due to be promoted to that grade in the next vacancy. The remaining four 1st grade Magistrates - viz., Messrs. K.D.K.Rama Rao S.Krishna Rao, T.Venkoba Rao and G.Sathyaji Rao, are all Officers drafted from the Civil Branch of the Judicial Service. It is a point for consideration whether Mr. Sathyaji Rao should not go back to the Civil Judicial line and Mr. Krishnamachar to the Magisterial line to which he was originally appointed. Pending the decision of this question, the four 1st grade Magistrates mentioned above may be retained in a separate list, Mr. B. Ranga Iyengar also being borne on the same list during the employment of Mr.G. Sathyaji Rao on other duty.

8. Out of the nine second grade Magistrates, four are Assistant Commissioners - two recruited from Amildari and two from the Bar and one from the Munsiff's grade. The last has been confirmed as Second Grade Magistrate. But he is now acting as a Munsiff. and may be confirmed in that appointment in one of the existing vacancies. There are thus only five officers whose place in the revised grades has to be settled. These may be continued in their present grades and shown in a separate list and be absorbed in the general cadere as vacancies occur in the ranks

NOTE—Contn. sheet.

of 1st grade Magistrates under the present scheme.

9. When the scheme is in full force and after the officers in the separate lists are absorbed the cadre of Special Magistrates will be as follows:-

First Grade Magistrate (excluding City Magistrates of Bangalore and Mysore and Special Magistrates, K.G.F) on Rs. 300-25-450, at one for each District.....8 (two Assistant Commissioners and six others)

Second Grade Magistrates on Rs. 150-25-250.....18 (five Assistant Commissioners and 13 others).

The following officers may be shown in separate list, in their present grades until absorbed:-

FIRST GRADE MAGISTRATES.

1. Mr. S.Krishna Rao
2. Mr. D.K.Rama Rao
3. Mr. T.Venkoba Rao
4. Mr. G.Sathyaji Rao or Mr.B.R.Krishnamachar.
5. Mr. B.Ranga Iyengar (during the employment of Mr. G.Sathyaji Rao as acting District Judge).

SECOND GRADE MAGISTRATES.

1. Mr.M.Rama Rao
2. Mr.G.Mallikarjuniah
3. Mr.G.Krishnamurthi (until he is confirmed as a Munsiff)
4. Mr. Abdur Rahim Ganjami
5. Mr.S.Krishnamurthi
6. Mr.A.Visvanathamudaliar.

10. Magistrates of the Second Grade will generally exercise second and third class powers but in special cases 1st class powers may be conferred upon them and experienced second Grade Magistrates

6 (b

R. S. III-2]

General and Revenue Secretariat.

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too may be invested with appellate powers.

11. I may state that I am not quite in favour of the new scheme for the following reasons:-

(1) Magistrates of the 2nd grade will get rapid promotions and will reach the top at a very early stage of their official career and as the vacancies in the 1st grade will be few, there will be a stagnation in the service which will lead to dishonesty - corruption.

(2) I think that Magistrates exercising appellate powers must generally be of the rank of Senior Assistant Commissioners and Sub Judges as they will have to hear appeals from the decisions of 2nd grade Magistrates some of whom under our Scheme will happen to be Assistant Commissioners.

(3) The Munsiffs will be dissatisfied as 3 appointments in the present grade of 1st grade Magistrates, corresponding to the grade of Sub Judges will be taken away.

(4) There will be no prospects whatever of promotion to the higher grade for the Magistrates of the 1st class recruited under this scheme. It is not possible to appoint them as District Judges as they will be long out of touch with the Civil line. It will not be possible to appoint them as Assistant Commissioners as that will affect the prospects of the Civil Servants. If a reconsideration of the question is possible I would retain the present scheme only.

NOTE.—Contn. sheet.

Chief Secretary's Comments - Cancel these comments & put up the file in check

9/7

Though the case need also carry up of Council. — The present scheme is full of anomalies & leads to a scheme for the north based on & confined to the Civil side. Police & other depts. Govt must read over machinery to suit

7 (7

G. R. S. III-2a]

DEWAN'S MINUTE

General and Revenue Secretariat. C 1b File No. 350 169 1927

Date of submission	Date of Return	Date of issue of orders in the Secretariat	Remarks

Mr Thirumurthy
prepared a note urging action
on the question of recruitment of
Spl mags. I have seen the
prepared B Cdr of papers relating
to the Sepi Scheme should be published
with the view to create
the deficiency of the view
not unanswerable seem be mostly otherwise
1). The unclass "must" "type typist" to the
up of the 250 grade. These might
may of may be put in funds
the unclass of 150. 175 200
& 250 Total no hundred
any the 4 funds, no time
Rule need be quick
(2) very few and C might need
be ant. Com. except from
men in service.
There are already 5 men in the
selection grade. we want
8. B will be only mgr Dept
mgr KGF. So 1 will all

G. R. S. III-2a]

DEWAN'S MINUTE

General and Revenue Secretariat.

C.B. File No. 250 169 192 [illegible]

Date of submission	Date of Return	Date of issue of orders in the Secretariat	Remarks

The new recruits are fixed in 1st grade might like six years when the permanent staff transferred. They will get the new scale - but Dewan proposed to exceed - as to keeping 1st grade might one for each of Rs 500-600. There will be no other posts necessary. For these are 5 + 3 Curators, change - which can get any allowances - under scale.

3 + 4 : Much should be given a def. to posts of 2nd grade might 1st grade might - and in exchange with mufs also - & keep such with Civil work.

[illegible]

10.7.

Interested Parts

A.B. Please prepare the papers required.

15) File relating to A is submitted to the Chief Secy for another correction. As regards B, there is no printed correction; hence the file is transferred with [illegible] of Salaches.

WD 2314—GPB—2000—28-6-22

CS 11/7/22 16) Circulate to [illegible]

Serial No.

17) The new grades for the Magistrates and the number in each grade agreed upon are as follows:-

8 on Rs. 500-50-600
9 on Rs. 250-25-450
12 on Rs. 150-$\frac{25}{2}$-250

18) The existing nomenclature may be continued and the officers in the last grade may be designated Special Magistrates, Third Grade. Officers in the First Grade will all exercise first class powers plus appellate powers. Those in the Second Grade will generally exercise Second class powers, but may be invested with First class and also appellate powers as necessity arises. Third Grade Magistrates will exercise Second class powers, and will not ordinarily be invested with higher powers.

19) There are now three officers who are Assistant Commissioners and four permanent officers of the status of Sub Judges in the cadre of First Grade Magistrates. They are-

Mr. A.V.Ramanathan - Assistant Commissioner
Mr. B.T.Kesaviengar - do do
3 Mr. T.G Rama Iyer - do do

2 Mr. S.Krishna Rao
Mr. D.K.Rama Rao (on other duty Mr. B. Rangiengar acting)
3 Mr. T.Venkoba Rao
Mr. B.R.Krishnamachar or
Mr. G.Sathyaji Rao (on other duty; Mr. S.Venkatarangam is posted in the vacancy)

20) All these seven officers may be absorbed in the new First Grade and one more place in the grade will remain which may, if deemed necessary, be utilised for appointing a new man to the First class Court to be newly started at Kolar.

NOTE—Contn. sheet.

R. S. III-2]

General and Revenue Secretariat.

C.B. File No. ~~250~~ 189 of 192~~1~~

Serial No.

21) Four of the officers working as Second Grade Magistrates are Assistant Commissioners, viz.,

Mr. V. Vedavyasacharya
Mr. E.H. Thomson
Mr. M. Shamanna
Mr. R.Puttaraj Urs.

22) The other Second Grade Magistrates placed in the grade 150-200-50/3-400 are the following:-

Mr. M.Rama Rao (on leave; Mr. N. Seetharamiya acting)
Mr. G.Mallikarjuniah
Mr. G.Krishnamurthi (on other duty; Mr. A. Viswanatha Mudaliar sub pro tem)
Mr. Abdur Rahim Ganjami
Mr. S.Krishnamurthi

23) The four Assistant Commissioners may remain in their respective grades. There remain five officers to be absorbed. Of these Mr. G. Krishnamurthi is taken to the Civil Line as Munsiff sub pro tem. His locum tenens, Mr. A. Visvanatha Mudaliar may be placed in the last grade, but promoted to the 2nd grade during the absence of Mr. Krishnamurthi. Mr. N. Seetharamaiya, who has been recently appointed, may be put in the third grade. Thus all the existing permanent and sub pro tem officers in the Second Grade may be absorbed in the new Second Grade, Mr. N. Seetharamaiya alone being removed to the lower grade.

24) This completes the absorption of the existing Officers, and future appointments for Second Class Courts will be to the Third Grade and for the First Class Courts will be to the First or the Second Grade. For the First Class Court in the Kolar District an appointment may be made in the First Grade - where

NOTE—Contn. sheet

11 (11

G. R. S. III-2]

General and Revenue Secretariat.

C/B File No. 250/189 of 19 24

Serial No.

there is a vacancy or if deemed necessary, only to the Second Grade against the vacancy in the higher grade, Mr. Venkatarangam reverting to the Assistant Commissioner's line on the reversion of Messrs. D.K.Rama Rao and Sathyaji Rao. For the two Second Class Courts, two officers may be appointed Third Grade Magistrates. In doing so, the two officers Messrs. Visvanatha Mudaliar and N.Seetharamaiya may be made permanent in the said grade and their vacancies filled up by appointing two new officers as acting Third Grade Magistrates.

NOTE—Contn. sheet

12 ~~11~~ 12

C 20

Subject. -

Revision of the scale of pay of Special Magistrates.

....

OPINION OF THE COUNCIL.

25) To be linked with the file about the unfounded scheme in the Kolar St by VJB

G. R. S. III-2]

General and Revenue Secretariat.

C. No. File No. 1669/50 of 1929

Serial No.

Subd:

26) Action has to be taken in regard to the allocation of existing magistrates in the revised grade, and rules have to be framed for the recruitment of magistrates. Perhaps the Confidential Branch has to take further action.

27) Points for orders are the following:-

(1) Absorption of the existing second grade magistrates — both permanent and acting — into the new grades.

(2) Recruitment to the magistracy, — whether any number in the 1st & 2nd grades especially, is to be reserved for Asst Commrs., Munsiffs & others.

(3) Interchangeability of the Munsiffs and Magistrates inter se, their respective claims for higher appointments.

(4) Question of appointment to the Dist Judges' place, from among the magistrates.

28) These questions, I believe, have to be dealt with in the Confidential Branch.

29) Confidential Branch with compliments

30) Submit for orders.

31) Mr. Anand — Pray up.

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

C 20

C/90 File No. 258/89 of 1924

Serial No.

32) Instructions are solicited as to the action to be taken in C.B.

Submd.
1.12.25

(1).

33) ~~Before the~~ Excluding Mr Pattaraj who is treated as temporary with subject Magts. line period the return of Mr Abdul Rahim Jaiyani, ~~there of subject the~~ the ~~f. g. place of~~ subject Magts. is held by 3 Mgts (2 permanent officers) and 6 other appointed as special Magts, subject

Viz. 1. Mr C. Naraniswami Naidu
2 Mr M. Rama Rao.
3 Mr J. Mallikarjunaiah
4. Mr. Abdul Rahim Jaiyani
5 Mr S. Krishnamurti.
6 Mr A. Viswanatha Mudi

(There is no place for Mr N. Narayanaya in this place).

34) The 1st 5 are permanent,

NOTE—Contn. sheet.

Serial No.

and might be ~~[illegible]~~ placed ~~on the present rolls~~ in the newspaper from ~~[illegible]~~ the date of the G.O. viz. 5. 10. 23, were being given for 7/37 the period minus last increment towards earning in the newspaper.

For this matter the Minister who is responsible can be informed. In the note on the C.S. recommendations under the Council it has been proposed that the Govt. Press in the newspaper might be given when the scheme is fully introduced 1/3 at present. If this is accepted the pay might be taken as held by the present incumbents (excluding Mr Dutt and others). ~~[illegible]~~

35 (2) The note on the C.S. recommendations under the Council can be templates 4 grades ~~[illegible]~~ 1st grade maths of 4 (ultimately) 1 and grade maths being held by Mr Dutt.

G. R. S. III-2]

General and Revenue Secretariat.

C. File No. 150 of 1921

Serial No.

On this point reference to the Minister's note of 18.10.23 may be kindly drawn to the R. Secy

R. Secy may comply 8/11/24

Asstt (OB)

8/11/24

36) I wish to submit the following on the question of allocation of the magistrates. ~~into II nd grade magistrates~~

37) In addition to 5 magistrates mentioned by the Chief Secretary to be put into II nd grade, I submit for consideration the name of Sri Sitaramia to be included in that grade. He has put in a service of more than 18 years & is a double graduate. He would have been drawing Rs 215 now if he had been in Secretariate.

38) I would suggest that he may be also placed in II nd grade against a vacancy in I st grade.

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

C.D. File No. ~~250~~ 189 of 1927

Serial No.

39) As regards the question of interchangeability of Munsiffs & Magistrates, I am of opinion that there should be interchangeability between these two classes of officers. All these are double graduates recruited direct from the Bar. Each of these officers legitimately looks forward to promotion in judicial dept & expects to be District & Sessions Judges. If there is interchangeability they will have requisite experience to make them successful District & Sessions Judges. This will remove any grievance which they may have if no opening is given to

NOTE—Contn. sheet.

G. R. S. III-21

General and Revenue Secretariat.

C File No. 80 1869 of 19 27

Serial No.

magistrates.

40) When the first Commissioners are taken as magistrates the idea is to train them for district magistrates' work. The Govt may also equally train the magistrates in civil work so that they fill both civil & sessions Judge's place with freedom.

41) As regards promotion to I class or the trade of the Judge, the Govt may have to consider the relative claims of those in the same trade & select the better among them. ~~Promotion may be carried~~ ~~members of bar~~

NOTE—Contn. sheet.

G. R. S. III-21

General and Revenue Secretariat.

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no hard & fast rules can be laid down in this respect.

(12) It may not be sound in principle to place an officer who is appointed on a higher pay in a certain grade appointments below others who are drawing a lower salary for the purpose of promotion. This may lead to unnecessary complications. But in selecting officers for higher grade, all these circumstances may be taken into consideration & the best may be selected.

(13) When a member of the Bar is appointed to a higher grade, there is always the discontentment

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat. | File No. 250/189 of 1924

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among officers already in service. It may so happen that the selected officer may be inferior to those in service. Unless such officer proves himself to be more capable than those who have put in more service, his claims to higher promotion should not be further be preferred. If this principle be adopted ~~as~~ there will be no grievance.

(4) It may not be desirable to fix a certain number of places in I or II for trade marks between members of the Bar & those in service as may be taken in ascending

NOTE—Contn. sheet.

(21

21

G. R. S. III-21

General and Revenue Secretariat. | File No. 250189 of 1924

Serial No.

(5) The Govt should have a free hand in selecting candidates whenever a vacancy occurs. There will always be danger when a number of places are reserved for certain class of people. It may happen that no eligible candidate may be available for appointment. If a selection is to be made from a particular class, Govt thus find desirable not to fix places for each class, personally, so many places for number of the Ministers may be Ministers or parliamentary in I & II and reserve appointments.

NOTE—Contn. sheet.

22 (22

G. R. S. III-2]

General and Revenue Secretariat. | File No. 1690 of 1924

Serial No.

First Member 8a

7/4

46) Under G.O. dated 5th Oct 1923 introducing the 3rd grade of Special Magistrates, the numbers fixed for the several grades is as follows:

1st grade	5
2nd grade	9
3rd grade	12

Of these, 4 places in the 1st grade and 4 in the 2nd grade have been vacated for both cases. There remain therefore 4 places in the 1st grade & 5 places in the 2nd grade available for being filled up by promotion & direct recruitment. The number in 1st grade & the 2nd grade is too small and the apportionment between the Municipal & the Revenue branches of the Bar. As proposed by the L & L Secretary, the appts may be filled up by the first according to the requirements of the service. The appts of 1st grade Magistrate that may be made interchangeable with subordinate judges —

NOTE—Contn. sheet.

(23)

23 C 20

G. R. S. III-2]

General and Revenue Secretariat.

C.B. File No. ~~250~~ 189 of 1924

Serial No.

Similarly appointments in the 2nd grade may be made interchangeably with Munsifs.

47) As regards the allocation of the pressmen, the proposals of the Chief Secretary may be accepted subject to regard to Sri Sethia vacancies. In Pattiri, he was taken away in the distinct understanding that Sri Sethia vacancies was to continue in the 2nd grade (see the limited file) and so he has been continuing in that grade though he has been a loser to some extent in his emoluments. He has been ~~appointed~~ continuing in the 2nd grade in place of Sri G. Krishna Murthi having filled the Civil Judicial line and he may be shown against the vacancies of 1st grade Magistrate not yet filled up.

S

T

(48) (CB 6/23) There will then be no possibility of appointing a 1st grade Magistrate (on the proceeding the scheme), except by promotion from the 2nd grade

8782 14/4/24.

14/4

Dewan

Through Chief Secy

14/4.

49) Let necessary file 98.S

50) It is the Dewan's note dated 10th Oct 23 in C.B. File no. 96-23 S.S 1+2.

Submd. 15/4/24

Dewan

15/4

NOTE—Contn. sheet.

C 20 (24

24

G. R. S. III-21

General and Revenue Secretariat.

Chf. File No. 25-189 of 1914

Serial No.

51) I generally agree with the 1st Mr. J.C. Ghose. Those executive & the 2nd Mr. Justice of Bhadraghi Premier

Y
1/4

2nd Member)

84
21/4

52) I agree with the 1st member that it is not necessary to lay down any rules and for ~~[illegible]~~ rule regarding the proportion in which recruitment to the several classes of Magistrates is to be made from the Bar or from the judicial ~~[illegible]~~ or the Deptl. for.

53) As regards the 1st member's proposal that the appointments of 1st grade Magistrates other than Cove Sewan may be made by exchanges with Sub Judges & appointments to the second grade interchangeable with munsiffs, the I believe it is meant to be applicable only to 1st & 2nd class Magistrates who have been recruited from the Bar and not to persons like Mr Nalakhargamah who are appointed as Magistrates by promotion from subordinate ranks and who ~~[illegible]~~ not ~~[illegible]~~ the legal qualifications or training required to begin their Bar to place of Munsiffs & Sub Judges

NOTE—Contn. sheet.

1738/P

C20 25

G. R. S. III-2]

General and Revenue Secretariat.

C.L. File No. 25 869 of 19 24

Serial No.

54) Even if the proposal is intended to be applicable only to persons admitted to the registration roll from the bar, I think it is desirable to obtain the chief court's views thereon before the proposal, as to non-matters of the treasury, now rests with them and it will be open to them to object ~~before their consent~~ to the appointment of Jts or any of the registrars on treasury work on the general rule is against the acceptance of them.

Dewan 22/4/24

Dewan

55) This may be done Dewan 4/4/24

4 24.4

84 22/4

84 25/4

56) Draft D.O. letter submitted — Issue D.O. on the file

Govt Mr 26.4.24

26/4

Issued vide 6026/P dt 29.4.24.

57) Letter issued. May be sent to the Confidential Branch

30/4 29/4 CB

NOTE—Contn. sheet.

R. S. III-21

General and Revenue Secretariat.

C/D File No. 189 of 1924 2000

Serial No.

155
5/7/24.

58) I do not find this reply of the Chief Court in the file. This file may be dealt with independently of the file relating to the introduction of the Lyallpur Scheme.

59) Please submit to Hon'ble Minister with this Chief Court's recommendation pending for orders.

4/7

From

The Registrar, Chief Court - D.O. No. R.O.C. 1436/23-24 & 27.6.24.

Forwards the opinion of the judges in the matter of making the appointment of Special 2nd and 3rd Magistrates interchangeable with those of Munsiffs.

60) The judges are not in favour of the proposal. Submitted for orders.

5.7.24
Dewan

Loc. & Leg. Secy's order on the letter:- Put up in the file & submit to 1st Member (Sd) B. N 27.6.24.

(The file which was linked with this file re selection of Officers for Magistrates' appointments received in C.D. from 1st Member's Office on 5.7.24)

5.7.24

61) Through 1st Member.

62) Please note that specially as Leg. Secy has not included in your opinion the principle of interchangeability in respect of all Special Magistrates 1st & 2nd grade and in respect of such Magistrates only who

NOTE—Contn. sheet.

G. R. S. III-2

General and Revenue Secretariat.

C/A File No. ~~150~~ 189 - of 1921 20000

Serial No.

are law graduates & who have been recruited from the Bar. Men like Mr B.R. Ramamurthy or Krishna Menon --- and it is hoped that the Chief Court will have no objection to take such men into the Civil judicial service in lieu of men that may be transferred when they are ready

b) Draft D.O. to be up forthwith

C.B.

To

The Registrar, Chief Court - D.O. No 30 dt 9.7.21

states that it is intended to give effect to the principle of interchangeability in respect of such magistrates only who are law graduates and who have been recruited from the Bar.

P.T.O.

NOTE—Contn. sheet.

(28

G. R. S. III·2]

WD 2310—GPB—10,000—31-5-24

General and Revenue Secretariat.

C.S. File No. 189 250 of 1924

Serial No.

Firm

The Registrar, Chief Court - no R.O.C. 1434 of 23-24 & 25.7.24

furnishes the views of the judges of the Chief Court on the proposal to make the appointments of Special Magistrates interchangeable with those of munsiffs.

65) The judges think that it will be sufficient to meet the end in view if the cases of law graduates recruited from the bar to the Special Grade Magistracy are taken into consideration at the time of nomination of candidates for appointment as munsiff.

Submd.

28.7.24.

CS

Circulate

Listin Section Cover

2/8/24

NOTE—Contn. sheet.

124

Urgent Subject. - 5

Allocation of Special Magistrate in the new grades.

...

OPINION OF THE COUNCIL.

66) Note

Bill proposed by Sri Sethuramiah back to Council, there is no question of allocation. The question of the initial pay to the 1st of August 1924 in the new grade. The work up separately in consultation with the Judiciary

7/8/24

67) This may be worked upon C.B. not reply to the principles adopted re Govt Servants & Municip

8/8

155.

(30

G. R. S. III-2.

General and Revenue Secretariat.

File No. 18 ~~950~~ of 1924

Serial No.

68) A statement showing the pay of magistrates on the principles adopted in the case of Civil service & munsiffs & subordinate judges is put up.

69) Mr. Viswanatha Mudaliar is a Sub-protem Second grade magistrate on Rs 200 in the old scale Rs 150 - 200 - $\frac{50}{3}$ - 400 with effect from the 25th June 1922. There is a permanent vacancy in the grade from 1st Aug 1923 vice Mr. G. Krishna murti confirmed as Munsiff. The dates from which he may be confirmed and allowed to draw Rs 250 in the new scale ~~is~~ are for orders.

70 The names of Asst. Comrs. and Senior Asst. Comrs. doing duty as Special magistrates are not shown in the statement as their pay will not be affected by the order revising the scale of pay of Special magistrates.

71 Excluding the case of Mr. Viswanatha Mudaliar, the extra cost during the current year comes to about Rs 3,000 and the source for meeting the cost will have to be pointed out.

72 Files relating to the representations of Mr. Viswanatha Mudaliar & Mr. T. Venkata Rao are linked.

Submd for orders.

Govt 15.9.24. (Chbecy.)

(1) (2)

NOTE—Contn. sheet.

G. R. S. III-2]

WD 2310—GPB—10,000—31-5-24

General and Revenue Secretariat.

C4. File No. 189 ~~250~~ of 1924

Serial No.

75) ~~[illegible]~~ The cost may be calculated on the basis of Mr. Viswanatha Mudaliar being confirmed with effect from the date on which the place became permanently vacant.

76) Another statement may also be prepared on the basis of the revised scale coming into effect from the date of the order sanctioning it.

[illegible]
2/8

A copy should be put up (Flag Z)

Copy of G.O. No. 21-22-6 & 5th Oct 23. is submitted. [illegible]

P. 1974-2038/C4

76) There is a permanent vacancy in the second grade with effect from 1st May 23. If Mr. Viswanatha Mudaliar is confirmed from that date and if the benefit of the revised scale is also extended to him from the same date, the total extra cost will be about Rs ~~4,500~~ (4,300). (Vide Statement A)

77) Statement 'B' shows the pay of Magistrates on the basis of the revised scale coming into effect from 5th Oct. 1923. The total extra cost according to this statement will be about Rs. ~~2,400~~ 2700

Submd for orders.

[illegible]
25.8.24

(Chdecy)

[illegible]
25/8
26

NOTE.—Contn. sheet.

G. R. S. III-2]

WD 2310—GPB—10,000—31-5-24

General and Revenue Secretariat.

C.P.B. File No. 250-156 of 1924

Serial No.

78 Please write in the question of funds whether the budget provision & what is the extra cost involved in either case. Should it be met. Please consult Prin. Br. also if necessary. Matter should be treated as urgent

2/9

Page 120.

79 In the current year's budget, there is a provision of Rs 35,700 for the salary of Second grade magistrates and a provision of Rs 48,240 for the salary of First grade magistrates. The actual cost on account of the salary of magistrates under the old scale comes to about Rs 37,000 for 2nd grade magistrates and Rs 49,200 for 1st grade magistrates. It is thus seen that the provision in the budget will not be sufficient to meet the pay of magistrates under the old scale itself.

Vide calculation sheet placed below. Pay Rs 1,300

80) Under the revised scale, the extra cost involved will be Rs 4,300, if the pay of magistrates is fixed on the principles adopted in the case of Civil Service etc (i.e. giving effect to the revision from 1st July 1922 with no claim to arrears of pay previous to 1st July 1923), and Rs 2,700, if the revised scale is given effect to from the date of the order, i.e, 5th Oct 23.

NOTE—Contn. sheet.

G. R. S. III·2]

425

WD 2310—GPB—10,000—31-5-24

General and Revenue Secretariat.

C/B File No. 250-18 of 1924.

Serial No.

8) Protection Branch may be consulted about the source for meeting the extra cost. Submitted for orders.

4/9

4/9/24.

Ch. Secy)

8a) Yes. Inform C/B

5/9

(3) From any of the items provided under 18. Counts of Law, it is not possible to find out any source

Ch. Secy)

6.9

8b) Memorialists and part remuneration

6/9

2207 9/9/24.

5) Hon Member Revd Finance

9.9.24

8b) Hon'ble Finance Minister stated in the same way as Minister. An economical part has to be asked for

Finance

10/9

8c) Pattuparambu

10/9

NOTE—Contn. sheet.

425 (3/6)

G. R. S. III-2]

General and Revenue Secretariat.

C/10 File No. 259/69 of 1924

Serial No.

1. A draft notification re confirmation of Mr. A. Viswanatha Mudaliar from 1st April 23 and a draft order about allocation of Special magistrates are submitted. The allocation statement will have to be got verified from the Comptroller before issue of orders.

Submitted.

Mr 15/9/24

Please transpose paras 2 & 3 of an revised draft

Mr 13/9

Fair draft submd.

Mr 15/9/24

Chief Secy

(14) ~~The rapis~~ Means the actual Excess over the actual provision in the budget of 1923

(15) The entire cost on account of the revision of the scale will be about Rs 4,300. ~~Submitted~~ Total excess over the budget provision will be Rs 6,400.

submd.

Mr 18.9.24

Mr 19/9

Ch Secy

(16) Please ~~make a fair copy~~ pump all pendency of the rapis

(17) Draft are submd

Contract matter 1st Member

Secy

the

Yes sy

NOTE—Contn. sheet.

General and Revenue Secretariat. | C File No. ~~250~~ 169 of 1927

Serial No.

98) The following four second grade magistrates were drawing Rs 200 in the old scale Rs.150 - 200 - $\frac{50}{3}$ - 400 on the 1st July 1922. The order revising the scale into Rs. 250 - 25 - 450 was issued on the 5th Oct 23. It is therefore for consideration whether the minimum pay of Rs 250 should not be given to these magistrates only from 5th Oct 23 or earlier if they had got it under the old scale. A statement in accordance with the above principles is given below:-

Name.	Date on which he reaches 250 under the old scale.	Pay on 1st July 23.	Date of increment & pay.	Extra cost.
1) Mr. M. Mallikarjunaiya	25.12.22	250	275 on 25.12.23	580
2) " Abdur Rahim Mahamani	24.12.23	200	250 on 5.10.23	329
3) " S. Krishna Murti	2.1.24	200	250 do	341
4) " A. Viswanatha Murty	1.8.23 (confirmation on Rs 200) & 25.6.25 (Rs 250)	200	250 do	1,188

The total extra cost will be Rs 3,568.

Submitted for orders.

Dist 10.11.24

99 Move hereup

(instructions taken on 1.11.24)

100) Draft revised as per instructions & submitted.

Dist 3.11.24

NOTE—Contn. Sheet.

General and Revenue Secretariat.

C/A File No. 250 189 of 1924 425 (38)

Serial No. 10

Next member to whom the case was submitted in person was of opinion that it was inexpedient to ask for such a large additional grant. Please work out the cost of giving effect to the scheme from the date of the order. (In the cases mentioned in Enclosure 125 to 175, Cl have reduced by one effect to the functions and from date of order) The Finl Secretary has noted on a representation of Mr T. Venkata Rao that it is inadmissible to give retrospective effect to revised scales of pay —

11/11/24

(02) The extra cost for giving effect to the scheme from 5th Oct 23 will be Rs 2,700 excluding Rs 2,100 which represents the extra expenditure on account of increments under the old scale for which there is no provision in the current year's budget.

Submitted with a revised draft & statement.

11.11.24

13/11/24

(1 page 5 of the notes in the linked file)

38/75 13/11

(03) Lapse. The Financial Secretary's ~~approval~~ concurrence may also be obtained before the submission to Govt.

NOTE—Contn. Sheet

104/20 remarks

Govt Hence with C.A.P. 18/11/24

16/11

39 425 39

General and Revenue Secretariat.

File No. 250 of 1923

(CB

(~~[illegible]~~

Serial No.

Dewan) ke 1874

Council

Mr H

105 may be considered

19.11

106 circulated 20/4

40

Extract from the Proceedings of the 719th *Meeting of the Council of His Highness the Maharaja, held at Bangalore on the* 3rd December 1924. *19*

103. Subject. - Clause x of the schedule.

Question of the initial pay to the First and Second Grade Magistrates in the new grade.

OPINION OF THE COUNCIL.

107 **The revision of the pay of the officers affected by the order of 5th October 1923 as proposed in the draft order may be approved.**

(Signed) A. R. BANERJI,

Dewan of Mysore.

"EXTRACT"

Chief Secretary to Government.

WD 1471—GPB—2,000—1-3-21

108) Subject for final note 1st Member by 5/12/24

109) Hon Member's final note is placed in the file. S.N. Subbiah 9/12

Dewan

Final Note by the First Member of Council.

Subject:—

Question of the initial pay to the First and Second Grade Magistrates in the new grade.

110 In the Government Order of 10th May 1918 two grades of Special Magistrates were sanctioned, the first grade carrying a salary of Rs. 500-50/2-600 and the Second Grade Rs. 150-200-50/3-400. The number in the First Grade was fixed at 11 and that in the Second at 19. With a view to limit the additional expenditure on account of Special Criminal Courts so as to facilitate the early introduction of the Scheme of Separation of judicial from the executive functions throughout the State the scale of Special Magistrates was revised in Government Order No. P. 1974-2038 Cts. 21-22-6 dated 5th October 1923. The new scale provides for three grades of Magistrates, the First Grade on Rs.500-50-600, the Second Grade on Rs. 250-25-450 and the Third Grade on Rs. 150-25/2-250. The number in the First Grade has been fixed at 8 and that in the Second Grade at 9. Of these, four places in each grade are reserved for Civil Servants. In consequence of this revision of the scale, the pay of the non-Civil Service Magistrates of the First and Second Grades under the new scale has to be fixed and it is proposed to do so with effect from the date of the Government Order in accordance with the following principles:-

111 (i) The services for the purposes of increment in the revised scale to be calculated in the case of Second Grade Magistrates who had reached a pay of Rs. 250 or more in the old grade before 5th October 1923 at two-thirds of the period of their service on 5th October 1923 from the date of their last increment and in the case of First Grade Magistrates at half the period.

42 (42

(ii) Second Grade Magistrates whose pay was less than Rs.250 on 5th October 1923 to be allowed to draw the minimum pay of - Rs. 250 from that date.

K

Pages 110 of Office Notes

(112) A draft Order prepared accordingly has been considered and passed in Council and it is submitted herewith for the gracious approval of His Highness.

BANGALORE,
9th December 1924.

Mir Hamza Hussain
MEMBER OF COUNCIL

Submitted to His Highness

I submit herewith a Final Note by the First Member of Council on the subject of question of the initial pay to the first and second grade Magistrates in the new grade, for His Highness' gracious approval.

Dewan

10 DEC 1924

Confidential. 44 166

104

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Draft order fixing the pay of the First and Second Grade Magistrates in the new grades.

No. 74
10-12-24

373

Order.

114) ~~KRW~~
15/12/24

115) Chief secy
W
16 DEC 1924

45 (45

C/166

G. R. S. III-2]

General and Revenue Secretariat.

No. File No. 169 of 192.4

Serial No.

(116) Question of the initial pay to the 1st and 2nd grade magistrates in the new grade.

(*)
31. All urgent or confidential files returned with His Highness' orders may, in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at headquarters and then sent to the Secretariat concerned for the issue of orders.

(14) Circulated to the Members of Council for perusal of His Highness' orders ~~before~~ / ~~after~~ issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

*

Chief Secretary to Govt. i/c Charge

Through the Secretary to Government,

.....Department.

4029
17/12

FIRST MEMBER OF COUNCIL.

(15) Always with this note, issue a comprehensive note when this reaches us pay & prospects of special magistrates throughout the previous notes

461
18.12

SECOND MEMBER OF COUNCIL.

THIRD MEMBER OF COUNCIL.

Draft order re allocation sent to Comptroller unofficially for verification on 19.12.24.

NOTE—Contn. sheet.

Mono WD 1335—GPB—500—16-1-23.

Urgent + Confidential

(46)

Home and Revenue Secretariat.

C.B., File No. ~~250~~ 189 of 1924 P.N. 42566 2834

P.

Serial No.

Pay of the 1st and 2nd grade magistrates in the revised scale

(20) Forwarded with compliments to the Comptroller to govt for favour of verifying the pay on 5th Oct 23 and the date of next increment of each officer under the scheme sanctioned in the draft govt order put up

Chief Secretary to Govt (in charge)

19.12.24

(21) Verified and returned with compliments

P. Varadaraja Iyer
Assistant Comptroller

22.12.24

(22) Submd for orders if this may now be transferred to Protection Branch for further action in accordance with the orders of the first member dated 18.12.24 on page 45 of the notes.

(23) Yes: but if the notes is not ready the reason mentioned, may be issued after submission to 1st member

1st member

(24) Yes: may be issued separately

No. 20 C.B. 19/12/24

No. 463/G.AD 23/12/24 (11 S.S. copy)

5206 31/12

LOCAL AND LEGISLATIVE SECRETARIAT III 30 DEC 1924 PROTECTION BRANCH

Not to be taken away

G.R.S. III-21

P.J. 47

do File No. 189 of 1924.

General and Revenue Secretariat

Serial No.

Jl 1371

Jl Secretary has concurred (P)

Draft & fair copies are put up

Posa 5.1.1925 — A demand for Rs 4800 during the current year on this account has now been included in the new list of demands to be placed before the Legis Council.

Nelle 5/1/25

Nelle 5/1/25

To the Comptroller

Jl 3853 dated 6.1.25

To
The Comptroller thro' H Scott
a Leg. Council
a Dns of Ds
fo. no P 3298-3307 of 3.1.1925
Passes orders fixing the pay and rank of the special first and second grade magistrates in the new grades.

NOTE—Contn. Sheet

Serial No. 7

Subject with reference to para (11f) above (126) No. per Gp no P 1974-2038/CS-21-22-6 & 8-10-23, there are in the whole 29 Special magistrates divided as follows.

First grade magistrates - 8
Second grade magistrates - 9
Third grade magistrates - 12

Of these 4 places in the first grade and 4 in the second grade have been reserved for civil servants. Thus there are only 4 places in the first grade and 5 in the second grade that are available for recruitment. Of the 12 places in the third grade otherwise 9 persons have been appointed.

(127) Orders are solicited as to the number of places available for ministers and Bar promotions from the second grade to the first grade.

(128) Orders are solicited as to the number of places available in the second grade (1) for Bar (2) for promotions from the third grade (3) for promotions from the third grade magistracy (4) for other services.

(129) Again orders are requested as to the number of places for (1) Bar (2) for other services to the third grade magistracy.

Serial No.

Again it is a point for consideration whether any probationary period is necessary for carrying confirmation in the second and third grade magistracy.

At present in the first grade magistracy (excluding civil servants) one has been recruited from the Bar and the other 3 from munsiffs. In the second grade in Dist Civil servants, 3 have been recruited from the Bar, 1 from the Police Dept and 1 from other services. There is one extra in this grade.

Out of the 12 in the third grade magistrates 3 places have not been filled up because the scheme has not yet been introduced in Cuttack Dist. But of the remaining 9, 7 places have been filled up from the bar, one from police dept and one from other services. Besides these there are 3 third grade magistrates acting in leave vacancies; 2 have been selected from the bar and one from other services.

(32) The judges of the chief court are not opposed to the interchangeability of the munsiffs and magistrates, but they simply say that the case of magistrates will be taken into consideration when nominations for munsiffs are being made.

(33) It is not settled whether the first grade magistrates can be appointed as District judges.

NOTE—Contn. Sheet

Serial No.

136) recruitment from the Bar is directed, the number of years of practice they should have put in is for orders.

Fixed for orders

B. 13.5.25 It is doubtful if it is desirable to fetter the discretion of Govt in the matter by definite and hard and fast rules

B. 13/2/25

on 5.3.25 the papers had been put up for refce with C.B. 168-24 for guidance of 1st member of Council. Orders have been issued in the C.B. file referred to on the 11th instant.

Returned to Prof. Branch.

put up 14.4.25

16/4

2 From

The Comptroller - letter no. 552 G.A.D. dt 20-4-1925

Requests orders as to the number of magistrates to be recruited from the several services and Members of the Bar.

Submit.

23/4/25

136) In para 118 above it was ordered that a comprehensive order may issue about the recruitment, pay and prospects of Special Magistrates, abrogating the previous orders.

137) In issuing such an order, the following points are for consideration and orders.

138) In paras 36 to 54 supra, the discussions go to show that the principle has been accepted viz.,

G. R. S. III-2.

General and Revenue Secretariat. | 15 File No. 189 of 19 24-25

Serial No.

that it is not necessary to lay down any hard and fast rule regarding the proportion in which recruitment to the several classes of magistrates is to be made from the bar, from the judicial department and other departments.

139) This amounts to this, that a magistrate reaching the top of his grade cannot expect to go to the next higher grade as a matter of course, but has to take his chance of selection along with others from other departments or from the bar and that in each grade of magistracy, direct recruitment from the bar can be made.

140) It is a point for consideration as to whether there is to be direct recruitment from the bar to the 1st and 2nd grades also, seeing that most of the 3rd grade magistrates are recruited from the bar, and whether this will not cause discontentment among the lower grade magistrates.

141) Then the question is whether the magistrates can be recruited from the Amildari and Police services, considering the fact that their prospects in their own departments have been improved by offering them chances of holding higher posts.

NOTE—Contn. sheet.

Serial No.

142) Then if Munsiffs are appointed magistrates, the question is whether the Chief Court is to be asked to select a few Munsiffs for training as magistrates for a certain number of years and if they do, whether an equal number of magistrates is to be made Munsiffs.

143) The Chief Court have ~~declared~~ declined to adopt the principle of interchangeability and are prepared to consider the merits of the magistrates to become munsiffs at the time of vacancies.

144) Another point for consideration is whether magistrates of 2nd grade ~~alone~~ alone can be eligible to be munsiffs, for the reason that they are drawing grade pay equal to those of Munsiffs. If it is so, it is quite certain that a III grade magistrate will have very little chances of becoming Munsiff, since by the time he reaches the 2nd grade, he will have been 8 years out of touch ~~in the~~ with Civil Law. If however a 3rd grade magistrate is also eligible for being appointed a Munsiff, the question will be whether he is to draw his grade pay as magistrate or the grade pay of a Munsiff.

145) With regard to the prospects of the magistrat law graduates recruited as magistrates, will have chance of becoming munsiffs, Sub Judges, or 1st

NOTE—Contn. sheet.

Serial No

grade magistrates and District Judges, while those magistrates who continue only to be magistrates have no chances of promotion to any place higher than that of First Grade Magistrates.

(146) It is a point for consideration whether a probationery period is not to be fixed for recruits as in the case of Munsiffs and Assistant Commissioners.

[illegible]

457/18.5

[illegible]

(147) [illegible]

(148) [illegible]

(149) [illegible]

[illegible]

NOTE—Contn. Sheet

Serial No.

7

Submd with a draft as regards para 147. The number of magistrates fixed in the G.O. of 5th October 1923 for all the districts in the State. Ple. R is the statement showing the distribution of 29 magistrates districtwise

15-1) The member means only the number in each dt. See marginal note para 149. note agly

26/5

13-3) The G.O's dated 17-11-1919 & 5-10-23 (Pl: X & 7) were addressed to the Comptroller also and in order probably to know the number of officers from the War & the judiciary allocated to the magis being, the Comptroller seems to have asked the query. It was also informally ascertained with the information was sought for in order to regulate the number of appointments in the cadre of munsifs, sub-magis & asst commrs. ?

No 29 was fixed for the whole state.

13-3) There are at present 26 magis posts in the whole state except Chitaldrug and there are none posts are available for Chitaldrug (Pl: R). (8/6)

Submd with ref to order of 19/5

13-4) Chkd) Draft as usual 27/5 may

1) Draft as usual may

Note Contn. Sheet

General and Revenue Secretariat.

cb File No. 189-24 | 5379/P 55 of 1924

Serial No. 3.

To
The Comptroller, Mysore Government
P. 6688 dated 5/6/25.

With ref.ce to letter no. 552 G.A.D dated 20/4/25 re the number of magistrates to be recruited from the several services and members of the bar enquires under direct for what purpose the information is required

Cus.th 5/7

4. From. The Comptroller Mysore Govt.
G.A.D. 687. Dated 17/6/25.

With ref.ce to letter in Serial 3, states that the information is required to match the scale of appointments in the several services from which the three grades of magistrates are intended to be recruited.

Head pr. orders with ref. to para 155 (appo.)
27/6/25

The Comptroller has given the reason for his reference. The reason which he mentioned the information to match the scale of his appointments in the several grades.

Submitted with reference to para 147.
1st July

28/6
30/6

8/7
12/7

The Act Secy
Note please for an
note on the lines personally
mentioned from Hd. Secy
15/7

NOTE—Contn. Sheet

5379824 56

App. F. III—2]

General and Revenue Secretariat.	File No. 189 of 1924
Serial No.	Subd This file was linked along with the file relating to the proposals of giving promotions to the third grade magistrates to the civil judicial line. Now that orders have been passed confirming the cadres and fixing the rank of each judicial officer in GO No 2602-45/GB 26-12-27 & 7/15-10-27 no action is necessary. This file may be recorded with a copy of the GO 7-5-10-27. 27.1.28 27/1 27/1 27/1 28/1

NOTE—Contn. sheet.

WD 0324 -GPB-60,000-24-5-27

... and pay of Special Magistrates
... case of Civil Service (Munsiffs & Subordinate judges)

Column 6 ... of divisible ...	Date on which the increment fell due.	Pay on 1st July 1923	Actual pay on 1.7.23 under the old Rules	Date of next increment.	Date of next increment under the old rules	Entire cost up to end of June 25	Remarks.
		9	10				
m.							
9	1.10.22	600	600	-		-	There have received 600 on a rate from 1st July 23.
9	1.10.22	600	600	-		-	
Subordinate judges m.							
0 - 4	1.3.23	600	550	-	3.10.23	150	50 x 3
0 - 3	1.4.23	600	550	-	2.1.24	300	50 x 6
2/3 of do -							
			~~24~~		1.11.24		
y m.							
0 - 10	1.9.22		325	300	1.9.23	10.5.24	695
1 - 8	1.11.22		250	250	1.11.23	25.12.23	650
1 - 0	1.7.23 (2)		250	200	1.7.24	24.12.23	565
1 - 0	1.7.23 (2)		250	200	1.7.24	2.1.24	575
			200 (S.P.T)	200		25.6.25	
			250 from 1.8.23	200	1.8.24		1,355
							4,290

4) 1.7.23 to 24.12.23 : 50 x 5 4/5 = 290
1.7.24 to 1.6.25 : 25 x 11 = 275
565

5) 1.7.23 to 2.1.24 : 50 x 6 = 300
1.7.24 to 1.6.25 : 25 x 11 = 275
575

A.

Statement showing the allocat
(on the principles adopted in

Sl. no. 1	Name of Officer. 2	Date of confirmation. 3	Present pay - 4	Date of from to present pay. 5	Period of completed service on 1.7.22. 6	½ of c rount rent
	First grade Magistrates.				y m d.	
1.	Mr. S. Krishna Rao.	19.12.18.	600	19.12.22.	1 - 6 - 12	
2.	Mr. D. K. Rama Rao - (as Distt judge)	21.12.18.	600	21.12.22	1 - 6 - 10.	
3 -	" S. Venkatarshmaiya -		Promotion given in the revised scale of pay			
4	" T. Venkata Rao -	24.12.19.	600.	3.10.23.	0 - 8 - 28	
5	" B. R. Krishnamacher (doing duty as add. Sess. judge)	2. 1. 20.	600	2. 1. 24	0 - 5 - 29.	
	Second grade Magistrates.					
1.	Mr. C. Narayanaswami Naidu -	1. 11. 23.	350	1. 11. 23 -	-	
2.	" M. Rama Rao -	16. 5. 18.	350.	10. 5. 24.	1 - 1. 10.	
3	" G. Mallikarjunaiya -	25. 12. 19	250	25. 12. 22	2 - 6 - 6.	
4	" Mohammad Rahim Ganjami	24. 12. 20.	250	24. 12. 23.	1 - 6 - 7	
5	" S. Krishna Murti -	2. 1. 21.	250 -	2. 1. 24.	1 - 5 - 29	
6	" A. Viswanatha Murty -	25. 6. 22 (S.P.T). 1. 8. 23 (Permanent)	200 250.	25. 6. 22 (S.P.T) 1. 8. 23 (Date of confn).	-	

— Details of extra cost

2) 1.7.23 to 1.9.23 :- 25×2 = 50
1.9.23 to 10.5.24 $\frac{50 \times 25}{3}$ = 416
1.9.24 to 1.6.25 $\frac{25 \times 9}{3}$ = 225
691.

3) 1.11.23 to 1.11.24 : 25×12 = 300
1.11.24 to 1.6.25 : 50 × 7 = 350
650

3) 1250 (416
12

6) 1.8.23 to 1.8.24 : 50×12 = 600
1.8.24 to 1.6.25 : 75×10 = 750
1350

Statement showing the arrears
(on the basis of the revised

Sl. no.	Name of officer	Date of confirmation	Present pay	Date of pay to present pay	Period of completed service on 5.10.23	1/3 of column 6 rounded off to the next no. of divisible nu
1	2	3	4	5	6	7
	First grade magistrates					
1.	Mr. S. Krishna Rao	19.12.18	600	19.		
2	" D. K. Rama Rao (as Dist judge)	21.12.18	600.	21.12.22.		
3.	" S. Venkatakrishnaiya.	Promotion given in the revised scale of pay of subordinate ju				
4	" Venkoba Rao	27.12.19.	600	3.10.23		
5	" B. R. Krishnamachari (doing duty as sub judge) 10.3.23	2.1.20.	600	2.1.24.	1-9-13	0-11.
	Second grade magistrates					2/3 of 20
					y m d.	y m
1.	Mr. C. Narayanaswami Naidu	1.11.23	350	1.11.23		
2	" M. Rama Rao	10.5.18	350	10.5.24	2-4-25	1-8
3	" G. Mallikarjunaiya	25.12.19	250	25.12.22	0-9-10	0-6
4	" Abdur Rahim Ganjami	24.12.20	250	24.12.23	2-9-11	1-10
5	" S. Krishna Murthi	2.1.21.	250	2.1.24	2-9-3	1-10
6	" A. Viswanatha Murthy	25.6.22 (S.P.T) 1.8.23 (Perm.t)	200	25.6.22 (S.P.T) 1.8.23 (Date of conf.)	0-2-4	

Details of extra

2) 5.10.23 to 5.2.24 — 25 × 4 = 100
5.2.24 to 10.5.24 — 50 × 3 1/6 = 158
5.2.25 to 1.6.25 — 5 × 3 5/6 = 95
353

3) 5.4.24 to 5.4.25 — 25 × 12 = 3
5.4.25 to 1.6.25 — 50 × 1 5/6 =

5) 5.10.23 to 2.1.24 — 50 × 2 9/10 = 1
5.10.24 to 1.6.25 — 25 × 7 5/6 = 1

and pay of Special magistrates scale coming into effect from 5th Oct 23).

98

Date on which the increment fell due - 8	Pay on 5th Oct 1923 - 9	Actual pay on 5.10.23 under the old scale.	Date of next increment 10.	Date of next increment under the old scale.	Entitlement up to end of June 24 11	Remarks 12.
-	600	600	-	-	-	These have reached Rs 600 on ~~a~~ scale prior to 5th Oct 1923. 50 x 1 9/10
-	600	600	-	-	-	
-	600	600	-	-	-	
-	550	550	5.11.23	-	24.1.24	95
-	350 from 1st Nov 23		1.11.24			—
5.2.23	325	300	5.2.24	10.5.24		355
—	250	250	5.4.24	25.12.24		390
5.12.23 x	250	200	5.10.24	24.12.23		330
5.12.23 x	250	200	5.10.24	1.1.24		340
-	250	200	5.10.24	25.6.25		(1,190) 1,190
						2700 (2,700)

x minimum of grade raised Rs 250 from 1st Oct 23.

4) 5.10.23 to 24.12.23 : $50 \times 2\frac{2}{3} = 133$

5.10.24 to 1.6.25 : $25 \times 7\frac{5}{6} = 196$

329

6) 5.10.23 to 5.10.24 : $50 \times 12 = 600$

5.10.24 to 1.6.25 : $75 \times 7\frac{5}{6} = 595$

1195

S. O.

Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. 2347-2388—C. B. 76-27, dated 24th September 1927.

Amalgamation of the Civil and Magisterial Cadres

Passes Orders on the —— of the Judicial Department.

READ—

Correspondence ending with letter No. R. O. C. 956—26-27, dated 1st September 1927, from the Registrar of the Chief Court of Mysore, forwarding a note on the proposals for the Amalgamation of the Civil and Magisterial Cadres of the Judicial Department.

ORDER No. 2347-2388—C. B. 76-27, DATED 24TH SEPTEMBER 1927.

Twenty nine courts of Special Magistrates have been established as a result of the scheme for the separation of executive and Judicial functions introduced in the State since 1919. The officers in charge of these courts are partly drawn from the Civil Service and partly from Judicial Service but a large number, recruited from the Bar and from among other Law Graduates, form a special cadre, which is divided into three grades. This system by which men of more or less similar qualifications are allocated to two different branches of the Judicial service has led to inequalities in the rate of promotion among these officers. It has also prevented free interchange of officers between Civil, Judicial and Criminal duties according to the exigencies of the publice service. It was therefore considered desirable to amalgamate the two services and the views of the Chief Court were invited on this proposal. The Judges have generally agreed that the continued maintenance of a special cadre of Magistrates is unnecessary and that the officers now belonging to that cadre might be given suitable places in the Civil Service or in the Civil Judicial Department, according to their qualifications and experience.

2. Government are therefore pleased to direct the abolition of the separate cadre of Magistrates. Officers posted to the charge of Magistrate's Courts will in future be drawn from the Judicial Department and the Civil Service (including Revenue Sub-Division Officers and Treasury Officers) in the proportion mentioned below:—

Subordinate Judges	5
Assistant Commissioners including Revenue Officers, (Non-Civil Service)	8
Munsiffs	16

There will be two grades of Munsiffs-*viz.*,

1st grade	Rs. 250-25-450.
2nd grade	„ 150-25/2—200-25-250.

3. Government have also taken into consideration, in this connection, the additional appointments sanctioned on the recommendation of the Laws' Delays' Committee and are pleased to fix the strength of the Judicial cadres as follows:—

Subordinate Judges	10 permanent + 2 temporary.
Munsiffs 1st grade	28 permanent.
Do 2nd grade	12 permanent + 3 temporary.

No. 2347-2388—C. B. 76-27, DATED 24TH SEPTEMBER 1927.

4. After the officers now acting as Munsiffs are absorbed among Munsiffs, 1st grade, vacancies in this grade, will, as a rule, be filled up by the promotion of Officers from the 2nd grade.

5. If in the reallocation of the existing officers it is found that any Magistrates of the 2nd grade cannot be taken as Munsiffs (1st grade) they will be transferred to the cadre of Revenue Officers the scale of the latter being temporarily raised by a corresponding reduction in the number of Munsiffs, 1st grade. Similarly 3rd Grade Magistrates that are not taken as Munsiffs will be given a place among Amildars.

6. The Chief Court will be requested to send proposals regarding the allocation of officers according to the principles mentioned above.

7. The additional cost involved in these arrangements as shown in the accompanying statement, will be met from the lumpsum provision made in the budget for improvements in the Judicial Department.

Chief Secretary to Government.

To—The Comptroller to Government, through the Financial Secretariat.
The Registrar, Chief Court of Mysore, with a covering letter.
The Heads of Departments.
The Deputy Commissioners of Districts.
The Secretaries to Government

Exd.—P. S. R. N.

Combined Civil-Judicial and Magisterial Cadres (Including Civil Service Magistrates.)

Present					Proposed				
Scale		Average cost		Total cost	Scale		Average cost		Total cost
		Rs.	Rs.	Rs.			Rs.	Rs.	Rs.
1. Sub Judges		(500—50—600)	586 2/3	4,106 2/3	1 Sub Judges		(500—50—600)	586 2/3	7,040
Permanent	5				Permanent	10			
Temporary	2				Temporary	2			
Total	7				Total	12			
2. Munsiffs		(200—25—450)	352 7/9	9,525					
Permanent	24								
Temporary	3				2. Munsiff First Grade ..				
Total	27				Permanent..	28	(250—25—450)	376 2/3	10,546 2/3
3. First Grade Magistrates		(500—50—600)	586 2/3	4,693 1/3	3 Munsiff Second Grade ..		(150—25/2—200—25—250)	215 5/9	2,586 2/3
Senior Assistant Commissioners					Permanent..	12			646 2/3
First Grade Magistrates.	2				Temporary.	3			3,233 1/3
First Grade Magistrates included in the Sub-Judges Cadre.	2				Total..	15			
Total ..	8								
4. Second Grade Magistrates									
Assistant Commissioners	4	(250—25—450)	376 2/3	1,506 2/3	4. Assistant Commissioners	4	(500—50—600)	586 2/3	2,346 2/3
Magistrates ..	3	(250—25—450)	376 2/3	1,130	(Including non-Civil Service Magistrates.)	4	(250—25—450)	376 2/3	1,506 2/3
Munsiff Magistrates.	2	(200—25—450)	352 7/9	705 5/9					
5. Magistrates Third Grade.	12	(150—25/2—250)	212 2/9	2,546 2/3					
Total	63			24,213 8/9	Total	63			24,673 1/3

Extra cost Rs. 459 4/9 per mensem or Rs. 5,513 1/3 per annum

WD 849—GPB—391—17-10-27

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

Order No. 2602-45—C.B. 76-27, dated, (Camp) Mysore, 4th/5th October 1927.

Allocation of Subordinate Judges and Munsiffs.

Sanctions the —— in the revised grades.

READ—

Government Order No. 2347-2388—C.B. 76-27, dated 24th September 1927, sanctioning the amalgamation of the Civil and Magisterial cadres of the Judicial Department.

2. Notification No. 2601—C.B. 76-27, dated 4th/5th October 1927, sanctioning certain confirmations, promotions and appointments in the grades of Subordinate Judges and Munsiffs.

Order No. 2602-45—C.B. 76-27, dated, (Camp) Mysore, 4th/5th October 1927.

Government are pleased to sanction the allocation of the existing and the newly sanctioned Subordinate Judges and Munsiffs in the revised grades as shewn in the accompanying statement with effect from the 14th October 1927.

N. MADHAVA RAO,
Chief Secretary to Government.

To—The Registrar, Chief Court.
The Comptroller to Government through Financial Secretariat.
The Heads of Departments.
The Secretaries to Government.
The Deputy Commissioners of Districts.

WD 528—GBPM—200—8-10-27.

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Allocation of Officers of the Civil-Judicial Department and Magistrates in the Revised Grades.

SUBORDINATE JUDGES—(10 PLUS 2 TEMPORARY).

1. Mr. S. Venkatakrishnaiya, B.A., B.L., P. P. District Judge.
2. ,, P. Mahadevayya, B.A., B.L., Ag. District Judge.
3. ,, A. Srinivasaraghavachar, B.A., B.L.
4. ,, B. R. Krishnamachar, B.A., B.L.
5. ,, B. Ranga Iyengar, B.A., B.L.
6. ,, D. Alasingrachar, B.A., B.L.
7. ,, N. G. Lakshminarasimha Iyengar, B.A., B.L.
8. ,, N. K. Srinivasa Rao, B.A., B.L.
9. ,, H. M. Krishnaswami, B.A., B.L.
10. ,, C. Narayanaswami Naidu, B.A., B.L.
,, H. K. Veerabasavaiya, B.A., B.L. Ag. *vice* No. 1 (on probation).
,, C. Abdul Ghani, B.A., B.L., Ag. *vice* No. 2
,, S. R. Ramaswami Aiyar, B.A., B.L., (Temporary).
,, G. Paramasiviah, B.A., LL.B., (Temporary).

MUNSIFFS—FIRST GRADE (28).

1. Mr. H. K. Veerabasavaiya, B.A., B.L., (Ag. Subordinate Judge).
2. ,, S. A. Vaidesvara Iyer, B.A., B.L.
3. ,, C. Abdul Ghani, B.A., B.L., (Ag. Subordinate Judge).
4. ,, S. R. Ramaswami Aiyar, B.A., B.L., (Temporary Ag. Subordinate Judge).
5. ,, T. Singaravelu Mudaliar, B.A., B.L., (O.O.D. as Assistant Secretary).
6. ,, C. B. Naghabhushana Rao, BAR-AT-LAW.
7. ,, S. Venkataranga Iyengar, B.A., LL.B.
8. ,, C. Subramanya Aiyar, B.A., B.L.
9. ,, S. Ramachandra Sastri, B.A., LL.B.
10. ,, H. Nanjundiah, B.A., B.L.
11. ,, A. Sundararaja Rao, B.A., B.L.
12. ,, G. Krishna Murti, B.A., LL.B.
13. ,, M. N. Subbanna, B.A., LL.B.
14. ,, T. Shama Iyengar, B.A., B.L.
15. ,, G. Abdul Rahim, B.A., LL.B.
16. ,, S. Krishna Murti, B.A., LL.B.
17. ,, A. Viswanatha Mudaliar, B.A., B.L., (Second Grade Magistrate now included in this cadre).
18. ,, B. Ramanna, B.A., LL.B.
19. ,, U. D. Narayana Murthi, B.A., LL.B.
20. ,, D. Raghavendra Rao, B.A., LL.B.
21. ,, N. Seetharamaiya, B.A., B.L., (Second Grade Magistrate now included in this cadre).
22. ,, T. Mahomed Mustafa, B.A., LL.B.
23. ,, V. Kandaswami Pillay, B.A., B.L.
24. ,, B. Lakshminarain Jois, B.A., LL.B.
25. ,, H. Venkataramanaiya, B.A., B.L.
26. ,, L. Venkataramanayya, B.A., B.L.
27. ,, N. Shama Iyengar, B.A., LL.B.
28. (Kept Vacant until Mr. Mallikarjuniah is absorbed in Revenue Department.)
Mr. K. Basavaraj Urs, M.A., LL.B., (Ag. *vice* No. 1).
,, M. R. Sundara Rao, B.A., LL.B., (Ag. *vice* No. 3).
,, T. S. Anantha Murthy, B.A., LL.B., (Ag. *vice* No. 5).
,, B. G. Ramakrishna Iyengar, B.A., LL.B., (Temporary *vice* No. 4).

MUNSIFFS—SECOND GRADE (12 PLUS 3 TEMPORARY).

1. Mr. M. R. Sundara Rao, B.A., LL.B., Ag. in First Grade.
2. ,, A. S. Govindaraja Mudaliar, M.A., B.L.
3. ,, Abdul Razack, B.A., LL.B.
4. ,, T. S. Anantha Murthy, B.A., LL.B., Ag. in First Grade.
5. ,, B. G. Ramakrishna Iyengar, B.A., LL.B., Temporary in First Grade.
6. ,, T. N. Maliappa, B.A., LL.B.
7. ,, K. C. Lingaiah Gowder, M.A., LL.B.
8. ,, S. Kanakaratnaraj, B.A., B.L.
9. ,, Pheroseshaw Poonegar, B.A., LL.B.
10. ,, H. V. Chandrasekharayya, B.A., LL.B.
11. ,, B. R. Ramalingiah, M.A., B.L.
12. ,, S. Srinivasan, B.A. (Hons.), B.L.
,, C. B. Srinivasa Rao, M.A., LL.B., Ag. *vice* No. 1.
,, B. K. Ramakrishnaiya, M.A., LL.B., Ag. *vice* No. 4.
,, A. Ananda Rao, M.A., LL.B., Temporary.
,, C. Abdul Nabi, B.A., LL.B., Temporary.

G. R. S. VI—G/32]

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SUBJECT.....

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.....

Diary No. of letter replied to.....

General and Revenue Secretariat
( )
, the 191 .

Date of issue 29/4/24

Signed by M Bonafappa

Section
File No.
Serial No.

D.O. No. 1 6026

To
The Registrar, Chief Court

Dear Sir,

I am desired to state that Govt consider it desirable that the appointments of Special Second Grade magistrates should be made interchangeable with munsiffs, so as to enable these officers to have the requisite experience in both the magisterial and civil branches of the judicial Department to make them successful District & Sessions Judges.

over.

66

CD-2000
3

CONFIDENTIAL

D.O. R.O.C. 1436/23-24.

CHIEF COURT OF MYSORE

Bangalore, dated 27th June 1924.

Dear Sir,

In continuation of my D.O. letter No. R.O.C.1436/23-24 dated the 29th April 1924 and with reference to your Confidential D.O.No.P. 6026/Cts. of the same date regarding the proposal to make the appointments of Special 2nd Grade Magistrates interchangeable with those of Munsiffs, I am desired to forward herewith the opinion of the Judges in the matter.

Yours Sincerely,

Theerumalagowdar
27/6/24

B. Nagappa, Esq., Bar-at-Law,
Secretary to Government,
Local and Legislative Depts.,
B A N G A L O R E.

OPINION OF THE JUDGES.

THE CHIEF JUDGE :--

The "interchangeability" of Magistrates and Munsiffs sounds well in theory; but it is not quite so simple a matter in practice. Certain conditions are essential, which do not at present obtain.

If Special Second Grade Magistrates were men of the same standard of qualifications, -- educational, legal and practical, -- as Munsiffs generally are, and if their selections were made after scrutiny and recommendation by the Chief Court in the same way as persons nominated for Munsiffs' places, it might no doubt be worth while considering the feasibility of placing these two classes of officers in one and the same cadre.

But as things stand, the Chief Court has no voice (or none worth mentioning) in the selection of Second Grade Magistrates. Judging by the particulars available, some of those now in the list are men with no particular legal qualifications, and it is far from unlikely that several others also may fail to satisfy the standard of attainments expected by the Chief Court of candidates for judicial office.

Further, the proposal, unless coupled with proper and adequate safeguards, will seriously prejudice the prospects of officers of the Munsiffs' class, inasmuch

as these will have to compete with Second Grade Magistrates for the same limited number of appointments in the next higher class, namely, three places of Subordinate Judges. This hardship would no doubt be minimised if it was made a strict rule to confine selections of First Grade Magistrates to Munsiffs and Second Grade Magistrates only.

Above all, it does not seem profitable to consider "interchangeability" as a practical question unless the Magistracy is in all respects, (and not merely in connection with appeals and revision, the perusal of calendars and occasional inspections) placed under the effective supervision and control of the Chief Court -- to the same extent in fact as Munsiffs at present are.

MR. JUSTICE R. B. PLUMER :--

As the Chief Judge very properly points out, it is one thing for an experienced Munsiff to be made a Magistrate; with very short experience, and given average knowledge of the probabilities of human conduct and a fair amount of common sense, he will readily make a good Magistrate. It is quite another thing for a Magistrate having a fair knowledge of his work to tackle the work of Munsiff for which a great deal more than common sense and a capacity to appreciate evidence is required. I am all against the suggestion which seems to me to have nothing to recommend it and to be tainted with all the disadvantages noticed by the Chief Judge.

MR. JUSTICE B. SUBBANNA :--

I quite agree with the opinions of the Chief Judge and Mr. Justice R. B. Plumer.

Dated 27th June 1924.

Meenakshisundaram
REGISTRAR. 27/6/24.

G. R. S. VI—G/32]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT,
( )
, *the* *191*

Date of issue 9/7/1924

Signed by Sri B. Nagappa

Section
File No.
Serial No.

No. 30/C. B.

To A. Srinivasa Raghavachari Esqr BA BL
Registrar, Chief Court

Dear Sir,

With reference to your D.O. Roc 1436/23-24 dated 27th June 1924 forwarding the opinion of the Judges of the Chief Court in connection with the proposal to make the appointments of Special Magistrates interchangeable with those of Munsiffs, I am desired to state that it is not intended to give effect to the principle of interchangeability in respect of

over.

70

all Special magistrates, but in respect of such magistrates only who are law graduates, and who have been recruited from the Bar — men like Messrs B.R. Krishnamachar, and Krishnamurti, for instance. It is hoped that the Chief Court will have no objection to take such men into the Civil Judicial Service, in lieu of those that may be transferred to the magistracy.

Yours Sincerely

C.A.S.
8/7

S.H.
L.H. Lee

List of enclosure

Copied by

Examined by

WD 56—GPB—60,000—15-11 16

R.O.C. No/1436/23-24

71

6. CB. 155

CONFIDENTIAL

CHIEF COURT OF MYSORE

Bangalore, dated 25th July 1924.

Dear Sir,

I am desired to acknowledge the receipt of your confidential D.O. No.30/C.B. dated the 9th July 1924 regarding the proposal to make the appointments of Special Magistrates interchangeable with those of Munsiffs, and that it is not intended to give effect to the principle of interchangeability in respect of all special Magistrates, etc.

2. In reply I am to state that the Judges have indicated in their Minutes (forwarded with my D.O. No.R.O.C.1436/23-24 dated the 27th June 1924) various conditions that are in their opinion essential if any practical effect is to be given to the principle of interchangeability. I am to observe that beyond stating that the idea is to limit the number of law graduates recruited from the Bar and to vacancies caused by the transfers of Munsiffs to the Magistracy, the present communication does not touch the other points to which importance is attached by the Judges. In the circumstances and having regard to the fact that such vacancies must always be few and to the requirements of the Mysore Civil Courts Regulation, which, as the Judges understand the same, contemplate a nomination to be made as each occasion arises, they think it will be sufficient to meet the end in view if the cases of law graduates recruited from the bar to the Special Grade Magistracy are taken into consideration at the time of nomination along with other candidates whenever such vacancies arise, and preference given to a Special Magistrate if the Chief Court feels satisfied as to his eligibility for appointment as a Munsiff.

Yours Sincerely,

Thennisakoporachar.
25/7/24.

B. Nagappa, Esq., Bar-at-Law,
Local and Legislative Secretary to
the Government of Mysore,
Bangalore.

C.B. To place this on file
To put up papers
for submission to the Hon
25.7.

11168

OFFICE OF THE DEPUTY COMMISSIONER,
SHIMOGA DISTRICT.

Shimoga 22nd August 1924

No. J.C. 20/24-25.

CB 389

From

A.K. Syed Taj Peeran Esqr., B.A.,
Deputy Commissioner,
Shimoga District.

24 AUG. 1924

To

B. Nagappa Esq., Bar-at-Law,
Secretary to Government, Local and Legislative -
Departments, Bangalore.

Sir,

I have the honour to forward herewith for favourable - consideration of Government, a copy of the letter No.51 of 24-25 dated 11th instant, received from Mr.G.Mallikarjuniah, B.A., the Special 2nd Grade Magistrate, Sagar, praying for the sanction of his increment in the grade of Rs.250-25-450.

I have the honour to be,
S i r,
Your most obedient servant,

For District Magistrate,
Shimoga District.

The question of fixing the pay of special magistrates under the revised scale is being dealt with separately & this will be placed in the file.

Mr. G. Krishnamurti was drawing a pay of Rs 200 from 27th Dec 1919 & Mr. M.V. Subramania also a pay of Rs 200 from 23rd Feb 20. Mr. Mallikarjunaiya's statement that they were drawing Rs 150 in Dec 20 is incorrect.

(But Mr. Mallikarjunaiya also got 275 from 15th Nov 23) 23.9.24

Letter No.51/24-25 dated 11th August 1924, from the Special Second Grade Magistrate, Sagar (Mr.G.Mallikarjuniah) to the District - Magistrate, Shimoga District.

@@@@@@@@@@@@@@@@

I beg to state that I was appointed Special 2nd Grade Magistrate, in December 1919, on the initial pay of Rs 200/-per mensem in the then grade of Rs 150-200-50/3-400. I have been drawing a pay of Rs 250/- per mensem since 25-12-1922.

The Government of His Highness the Maharaja in their order No.P. 1974-2038-Cts:21-22-6 dated 5-10-1923, fixed the pay of the 2nd Grade Magistrates at Rs 250-25-450. But so far Government have not been - pleased to sanction any increment to my pay under the revised scale. Mr.G.Krishna Murthi, B.A., L.L.B., Munsiff, who as Second Grade - Magistrate was drawing a pay of Rs 150/-in December 1920, and Mr.M.N. Subbanna B.A., L.L.B., Munsiff, who as acting Munsiff was drawing a pay of Rs 150 in December 1920, have been drawing a pay of Rs 275/-per mensem since 1-11-1923. Applying the principle on which their pay was fixed under the revised scale of pay of Munsiffs to my case, I believe I am entitled to a pay of Rs 275/-per mensem with effect from 1-11-1923

I request you to be so good as to move the Government to be pleased to sanction at an early date whatever increment I am entitled to under the revised scale of pay of Special Magistrates.

@@@@@@@@@@@@@@@@@@@@@@@@

" C O P Y "

For District Magistrate,

Shimoga District.

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

2032
P.

U
Maddagiri,
7-11-1924.

CB 844

Dear Sir,

I beg to invite reference to J.C. no. 90 of 24-25 dated 19th Aug. '24 from the District Magistrate, Shimoga, forwarding to Government my application for increment of salary due to me under the revised scale of pay of Second Grade Magistrates and to request that the order of Government in the matter may be caused to be communicated to me at an early date.

I beg to submit that the increment prayed for is long

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

25

Proceedings of the Government of H. H. the Maharaja of Mysore. 13

Read:--

G.O.No.P.1974-2038/Cts.21-22-6 dated 5th October 1923 revising the scale of pay of Special Magistrates as shown below:--

	Old Scale.	Revised Scale.
First Grade Magistrates.	11 on Rs.500-50/2-600	8 on Rs.500-50-600
Second Grade Magistrates.	19 on Rs.150-200-50/3-400	9 on " 250-25-450
Third Grade Magistrates	---	12 on " 150-25/2-250.

- - - - -

R D E R No. 3298-3307

ted, Bangalore, 3 June 1925

Government direct that the following inciples be adopted in fixing the pay Special Magistrates in the revised ale sanctioned in the Government Order ad above:--

(1) (a) The revised scale of pay will be brought into effect from 5th October 1923.

(b) The service for the purposes of increment in the revised scale will be calculated in the case of Second Grade Magistrates who had reached a pay of Rs.250 or more in the old grade before 5th Octr.1923 at

two-thirds of the period of their service on 5th Octr. 1923 from the date of their last increment and in the case of First Grade Magistrates at half the period.

(c) Second Grade Magistrates whose pay was less than Rs.250 on 5th Octr.23 will be allowed to draw the minimum pay of Rs.250 from that date.

(2) The statement annexed to this Govt. Order shows the allocation of Magistrates in the new scale, their pay on ~~1st July~~ 5th October 1923 and the date on which they will get their next increment in accordance with the above principles.

(3) The above revision will involve an extra expenditure of Rs.4,800 in the current year over and above the budget provision, of which Rs.2,100 represents the extra expenditure on account of increments under the old scale falling due during the year. A demand for a supplementary grant to meet the excess expenditure will be placed before the Legislative Council in due course.

Chief Secretary to Govt.

To the Comptroller, thro' Fl. Sectt.
Registrar, Chief Court, with a covering letter.
District Magistrates.

Copy to ~~Protection~~ Confidential Branch.

11.11.24.

77

Allocation statement of Special Magistrates:-- 15

SlNo.	N a m e.	Pay on 5th Octr'23.	Date of next increment.	Remarks.
FIRST GRADE MAGISTRATES:-				
1.	Mr. S.Krishna Rao, B.A., B.L.	600		
2.	" D.K.Rama Rao, B.A., B.L.	600		
3.	" T. Venkoba Rao, B.A., B.L.	600		
4.	" B.R.Krishnamachar,B.A.,B.L.	550	5-11-23	
SECOND GRADE MAGISTRATES:-				
1.	Mr. C.Narayanaswami Naidu,B.A.,B.L.	-	350 from 1st Novr.23.	
2.	" M. Rama Rao, B.A., B.L.	325	5-2-24	
3.	" G.Mallikarjunaiya, B.A.,	250	5-4-24.	
4.	" Abdur Rahim Ganjami,B.A., LL.B.	250	5-10-24.	
5.	" S. Krishna Murthi, B.A., LL.B.,	250	5-10-24.	
6.	" A.Viswanatha Mudaliar,B.A., B.L.,	250	5-10-24	

mut 11.11.24

Statement showing the allocation

(on the basis of the re
into effect from 5th
...

S.No.	Name of Officer.	Date of confirmation.	Present pay.	Date of promotion to present pay.	Period of completed service o 5-10-23.		
1	2.	3.	4.	5.	6.		
	FIRST GRADE MAGISTRATES.				Y.	M.	D
1.	Mr. S. Krishna Rao,	19-12-18	600	19-12-22.		..	
2.	" D.K.Rama Rao, (ag.Dist.Judge)	21-12-18	600	21-12-22.		..	
3.	" S.Venkatakrishnaiya.	Promotion given in the revised scale of pay					
4.	" T.Venkoba Rao,	27-12-19	600	3-10-23.		..	
5.	" B.R.Krishnamachar, (doing duty as Ag. Sub ~~Dist~~. Judge) from 10-3-23.	2-1-20	600	2-1-24	1	9	2
	SECOND GRADE MAGISTRATES.				Y.	M.	
1.	Mr.C.Narayanaswami Naidu,	1-11-23	350	1-11-23		..	
2.	" M. Rama Rao,	10-5-18	350	10-5-24	2	4	2
3.	" G.Mallikarjuniah.	25-12-19	250	25-12-22	0	9	1
4.	" Abdur Rahim Ganjami,	24-12-20	250	24-12-23	2	9	1
5.	" S.Krishna Murti,	2-1-21	250	2-1-24	2-	9	3
6.	" A.Viswanatha Mudaliar.	25-6-22 (s.p.t) 1-8-23 (Permament)	200 200	25-6-22 (s.p.t.) 1-8-23 (Date of confirmation)	0	2	

11.11.24

nd pay of Special Magistrates

ised scale coming
Octr. 1923)

Half of col.6. rounded off to the next No.of divisible months		Date on which the increment fell due.	Pay on 5th Octr. 1923.	Date of next increment.	Extra cost upto end of June 25.	Remarks.
7.		8.	9.	10.	11	12.
Y.	M.					
..		..	600			These have reached Rs 600 on a date prior to 5th Oct 23.
..		..	600			
Subordinate Judges.						
..		..	600			
0	11	..	550	5-11-23.	95.	
2/3rds of - do-						
Y.	M.					
..		..	350 from 15th Nov 23.	1-11-24.	—	
1	8	5-2-1923	325	5-2-24.	355	
0	6	..	250	5-4-24.	390	
1	10	5-12-23.	250	5-10-24	330.	minimum of the grade raised to Rs 250, from 5th Oct 23.
1	10	5-12-23.	250	5-10-24.	340	
			250	5-10-24.	1190	

Total- Rs: 2,700

42999

Cts 189-24-2 4518

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

In reply please refer to No. 552 GAD

Comptroller's Office, Bangalore,

Dated the 20th April *1925*.

REV. SECTION

22. APR 1925

L. & L. D. SECTION.

Dr. B. Nagappa, Esq., Bar-at-law,
Secretary to the Govt. of Mysore,
Local and Legislative Departments,
Bangalore.

Sir,

Adverting to Government Order No.P.1974-2028 Cts.21-22-6 dated 5th October 1923, revising the number of appointments in the revised scale of pay of Special Magistrates, I have the honor to request you to be so good as to obtain early orders of Government as to the number of Magistrates to be recruited from the several services and Members of the Bar.

I have the honor to be,
Sir,
Your most obedient servant,

Comptroller.

MSR

20.4.25

App.F.VI-G1.]

80

SUBJECT

Section

File No. 189-24

Serial No. 3

Diary No. of letter replied to

No. P 6688

General and Revenue Secretariat

( )

, the 192

To The comptroller

Date of issue 5/6/25

Signed by

Sir,

With reference to your letter no. 5312/A.D. 2/20-24-192 requesting early orders as to the number of magistrates to be recruited from the several services and the Bar, I am directed to observe that there is an administrative matter to enquire, which the Audit Office concerns the Finance Department. An early reply is requested.

Yours etc

List of enclosures

Copied by

Examined by

over

20/5/25

5379

50613

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

No. GAD.687.

Bangalore, dated 17th June 1925

From

T. SATYARAJ CHETTY, Esq., B.A.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
BANGALORE.

C-189-24-4

REV. SECTT.
19. JUN. 1925
G. D. SECTION.

To

B. Nagappa Esq., Bar-at-Law,,
Secretary to the Government of Mysore,
Local and Legislative Departments,
Bangalore.

Sir,

In reply to your letter No. P.6688/Cts.189-24-3 dated 5th May 1925, enquiring for what purpose information regarding the number of Magistrates to be recruited from the several services and the members of the bar is required, I have the honor to state that, in Government Order No. G.11053-63/Cts. 207-18-1 dated 17th November 1919, while fixing the 1st Grade Magistrates at 11 and the 2nd Grade Magistrates at 19, Government have ordered that the recruitment should be from the several services as shown in the margin, but, in Government Order No. P.1974-2038/Cts.21-22-6 dated 5th October 1923, they have fixed the number of Magistrates in 1st, 2nd and 3rd Grades at 8, 9 and 12 respectively but they have not stated how the Magistrates for these grades have to be recruited from the several services. This may therefore be now fixed, in order to enable this office to watch the scale of appointments in the several services from which the 3 grades of Magistrates are intended to be recruited.

* 1

Senior Assistant Commissioners.	4
Assistant Commissioners	6
Sub Judges ...	3
Munsiffs ...	4

I have the honor to be,
Sir,
Your most obedient servant,

T. Satyaraj Chetty
Comptroller.

SAM)